

White
Signature of Sponsor

AMEND Senate Bill No. 2290*

House Bill No. 2670

by deleting Section 4 and substituting:

SECTION 4.

(a) In furtherance of the general assembly's findings in Section 2, the following restrictions apply to public institutions of higher education in this state:

(1) A student or employee of a public institution of higher education shall not be penalized, discriminated against, or receive any adverse treatment due to the student's or employee's refusal to support, believe, endorse, embrace, confess, act upon, or otherwise assent to one (1) or more divisive concepts;

(2) A student or employee of a public institution of higher education shall not be required to endorse a specific ideology or political viewpoint to be eligible for hiring, tenure, promotion, or graduation, and institutions may not ask the ideological or political viewpoint of a student, job applicant, job candidate, or candidate for promotion or tenure; and

(3) An individual who believes that a violation of this Section 4 has occurred may pursue all equitable or legal remedies that may be available to the individual in a court of competent jurisdiction.

(b)

(1) A public institution of higher education shall investigate a student's or an employee's complaint that a violation of this section has occurred within ten (10) days of the institution's receipt of the complaint. If, at the conclusion of the investigation, the institution finds that a violation of this section has occurred,

then the institution may take one (1) of the following actions against an employee of the institution who is responsible for the violation:

(A) If the violation is the employee's first violation, then the institution may issue a written reprimand to the employee, which must be placed in the employee's personnel record; or

(B) If the violation is not the employee's first violation, then the institution may terminate the employee's employment pursuant to the employment agreement or § 49-8-303, whichever is applicable.

(2) By January 1, 2023, and each January 1 thereafter, each institution shall report the aggregate number of complaints, the investigative findings, and the actions taken for a violation of this section for the previous calendar year to the education committee of the senate and the education administration and education instruction committees of the house of representatives.

AND FURTHER AMEND by deleting subdivision (a)(2) of Section 5 and substituting:

(2) Mandate the use of training programs or training materials for students or employees if the program or material includes one (1) or more divisive concepts; or

AND FURTHER AMEND by adding "a public institution of higher education or" after "Require" in subdivision (4) of Section 7.